

61 AF/1616/\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: **HESSE ET AL.**

SERIAL NO.: 09/926,491

FILED: March 29, 2002

FOR: STEROID COMPOUNDS WITH A C-17-ALKYL
SIDE CHAIN AND AN AROMATIC A-RING FOR
USE IN THERAPY

GROUP ART UNIT: 1616 ✓

EXAMINER: B. Badio

ATTY. REFERENCE: HESS3006/REF



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: **October 28, 2003** of the Primary Examiner finally rejecting claims: **1-5, 7-13, 17 and 19**

The Appeal Fee is:

- enclosed \$330. \$165.
- not required (fee paid in prior appeal in this application).
- requested to be charged to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.
- Small Entity Status is claimed.
- The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under *37 CFR 1.16* and *37 CFR 1.17* or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

23364
Customer Number
Phone: (703) 683-0500

DATE: April 28, 2004

04/30/2004 WASFAW1 00000015 09926491

01 FC:2401 165.00 OP

Respectfully submitted,

Richard E. Fichter

Richard E. Fichter
Attorney for Applicant
Registration Number: 26,382